

AMENDED IN ASSEMBLY APRIL 25, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

**ASSEMBLY BILL**

**No. 245**

---

**Introduced by Assembly Member Portantino**

February 3, 2011

---

An act to add Section 8262.3 to the Education Code, relating to child care.

LEGISLATIVE COUNSEL'S DIGEST

AB 245, as amended, Portantino. Child care: contractors: electronic payment.

Existing law authorizes the Superintendent of Public Instruction to enter into and execute local contractual agreements with any public or private entity or agency for the delivery of child care and development services or the furnishing of property, facilities, personnel, supplies, equipment, and administrative services related to the delivery of child care development services.

This bill would require the ~~State Department of Education~~ *Controller*, on and after January 1, 2013, to pay those contracts via direct deposit by electronic fund transfer into the contractor's account at the financial institution of the contractor's choice. The bill would require the ~~Superintendent~~ *Controller* to make an agreement with one or more financial institutions participating in the Automated Clearing House to establish a program for direct deposit by electronic fund transfer, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 8262.3 is added to the Education Code,  
2 to read:  
3     8262.3. (a) On and after January 1, 2013, all contracts executed  
4 by the State Department of Education pursuant to Section 8262  
5 shall be paid by the ~~department~~ *Controller* via direct deposit by  
6 electronic fund transfer into the contractor's account at the financial  
7 institution of the contractor's choice. ~~The direct deposit shall~~  
8 ~~discharge the department's obligation with respect to the payment.~~  
9     (b) Notwithstanding any other provision of law, the  
10 ~~Superintendent of Public Instruction~~ *Controller* shall make an  
11 agreement with one or more financial institutions participating in  
12 the Automated Clearing House pursuant to the local rules, and  
13 shall establish a program; for direct deposit by electronic fund  
14 transfer of payments to contractors who authorize the direct deposit  
15 thereof by electronic fund transfer into the contractor's account at  
16 the financial institution of the contractor's choice.

O